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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JAMES BRADY, SARAH CAVANAGH,
 and CHRISTOPHER SULIT, individually
 and on behalf of all others similarly
 situated,

Plaintiffs,

vs.

DELOITTE & TOUCHE LLP, a limited
 liability partnership; and DOES 1-10,
 inclusive,

Defendants

CASE NO.: C-08-00177 SI

**STIPULATION AND [PROPOSED]
 ORDER RE FILING AMENDED
 COMPLANT**

STIPULATION

The parties, by and through their counsel of record, hereby enter into the following stipulation:

WHEREAS, on July 10, 2009, pursuant to the Joint Case Management Conference Statement submitted by the parties, the Court ordered that the deadline for Plaintiffs to amend the Complaint prior to certification would be September 15, 2009;

WHEREAS, the parties entered into an agreement to extend the September 15, 2009 deadline until at least September 23, 2009, to allow Plaintiffs to complete depositions pursuant to Fed. R. Civ. P. 30(b)(6);

WHEREAS, after conducting discovery, Plaintiffs have determined that it would be appropriate to add Iva Chiu as a named representative Plaintiff;

WHEREAS, after conducting discovery, Plaintiffs have determined that it would be appropriate to clarify titles within the class;

NOW THEREFORE, the parties hereby stipulate that the Court may enter an Order as follows:

1. The Third Amended Complaint, lodged concurrently herewith, shall be deemed filed and served upon Defendant, and filed with the Court, as of the date the Order on this Stipulation is entered by the Court; and
2. The Answer of Defendant to Plaintiff's Second Amended Complaint shall be deemed a sufficient response to Plaintiff's Third Amended Complaint.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

COUNSEL FOR PLAINTIFFS

DATE: September 24, 2009 By: /s/ William A. Baird
JEFFREY K. COMPTON
WILLIAM A. BAIRD
Markun Zusman & Compton LLP
STEVE ELSTER
Law Office of Steve Elster

COUNSEL FOR DEFENDANTS

DATE: September 24, 2009 By: /s/ Linda E. Shostack
LINDA E. SHOSTACK
JAMES E. BODDY, JR.
Morrison & Foerster LLP

ECF CERTIFICATION

I hereby attest that I have obtained concurrence regarding the filing of this document from each of the signatories within the e-filed document.

DATE: September 24, 2009 By: /s/ William A. Baird
William A. Baird

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: _____
United States District Judge Susan Illston